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**Attorneys for Defendant  
IEC CORPORATION**

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
(SOUTHERN DIVISION – SANTA ANA)

SHANA PIERRE, individually and on behalf of all others similarly situated,

**Plaintiff,**

V.

IEC CORPORATION D/B/A  
INTERNATIONAL EDUCATION  
CORPORATION, a Delaware  
corporation,

## Defendant.

Case No. 8:22-cv-01280-FWS-JDE  
CLASS ACTION

**STIPULATION FOR ORDER FOR  
PRODUCTION OF RECORDS BY  
THIRD PARTIES COMCAST  
CABLE COMMUNICATIONS, LLC  
AND APPLE INC.**

1 Plaintiff Shana Pierre and Defendant IEC Corporation (“IEC”) submit this  
 2 stipulation for a Court order requiring third parties Comcast Cable Communications,  
 3 LLC (“Comcast”) and Apple Inc. (“Apple”) to produce records in response to a  
 4 subpoena to produce documents, information, or objects.

5 On October 7, 2022, IEC filed a motion to compel arbitration. ECF No. 18.  
 6 IEC argued that Plaintiff agreed to arbitration when she visited the CollegeAllStar  
 7 website on January 18, 2022 by using the IP address 73.107.27.148 and Device ID  
 8 cd18c996f80c4cad9d3beb3c9be837bb. *Id.* On October 27, 2022, Plaintiff filed an  
 9 opposition, denying that Plaintiff agreed to arbitration and denying that she visited  
 10 the CollegeAllStar website. ECF No. 23. On November 3, 2022, IEC filed a reply.  
 11 ECF No. 24.

12 On March 14, 2023, the Court issued an order, holding in abeyance IEC’s  
 13 motion to compel arbitration and granting both parties limited discovery pertaining  
 14 only to whether Plaintiff consented to the arbitration agreement. ECF No. 34.

15 Pursuant to the order, the parties would like to subpoena Comcast, which is  
 16 the internet service provider for the IP address 73.107.27.148. This would allow the  
 17 parties to determine the subscriber for the IP address 73.107.27.148. The parties  
 18 would also like to subpoena Apple, which manufactured the device with Device ID  
 19 cd18c996f80c4cad9d3beb3c9be837bb. This would allow the parties to obtain  
 20 information as to the individual who registered the device with Apple. The  
 21 responses to these subpoenas may result in evidence showing whether Plaintiff,  
 22 someone related to her, or some entirely different and unrelated individual accessed  
 23 the relevant website and agreed to the terms including arbitration.

24 Pursuant to 47 U.S.C. § 551(c)(1), cable operators, such as Comcast, “shall  
 25 not disclose personally identifiable information concerning any subscriber without  
 26 the prior written or electronic consent of the subscriber concerned and shall take  
 27 such actions as are necessary to prevent unauthorized access to such information by  
 28 a person other than the subscriber or cable operator.” A cable operator may,

1 however, disclose such information if the disclosure is “made pursuant to a court  
2 order authorizing such disclosure, if the subscriber is notified of such order by the  
3 person to whom the order is directed[.]” 47 U.S.C. § 551(c)(2)(B). Thus, the parties  
4 seek a Court order expressly authorizing Comcast to disclose personally identifiable  
5 information pursuant to Section 551(c) in response to the subpoena for business  
6 records to identify its subscriber. The parties also seek a Court order expressly  
7 authorizing Apple to disclose personally identifiable information, such as basic  
8 registration or customer information and customer service records, in response to the  
9 subpoena for business records to identify the individual who registered and/or used  
10 the device at issue.

11       Based on their experience, counsel for the parties expect that Comcast and/or  
12 Apple may require such a court order before they produce documents in response to  
13 the proposed subpoenas and that once they receive the subpoenas and the Court’s  
14 order that Comcast and/or Apple will likely first provide confidential notice to the  
15 subscriber to provide the subscriber with an opportunity to objection or file a motion  
16 to quash or for protective order.

17       Accordingly, the parties hereby stipulate and agree, subject to the approval of  
18 this Court, that this Court issue an Order consistent with the proposed order attached  
19 hereto as Exhibit A.

20           **IT IS SO STIPULATED.**

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1 Dated: April 12, 2023

2 SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

3  
4 By \_\_\_\_\_ /s/ *Shannon Z. Petersen*  
5 SHANNON Z. PETERSEN  
6 LISA YUN PRUITT  
7 SIEUN J. LEE

8 Attorneys for Defendant  
9 IEC CORPORATION

10 Dated: April 12, 2023

11 WOODROW & PELUSO, LLC

12  
13 By \_\_\_\_\_ /s/ *Taylor T. Smith*  
14 TAYLOR T. SMITH

15  
16 Attorneys for Plaintiff  
17 SHANA PIERRE

## SIGNATURE CERTIFICATION

I, Shannon Z. Petersen, attest that all other signatories listed, and on whose behalf the filing is submitted, concur in the filing's content and have authorized the filing.

Dated: April 12, 2023

**SHEPPARD, MULLIN, RICHTER & HAMPTON  
LLP**

By \_\_\_\_\_  
SHANNON Z. PETERSEN  
LISA YUN PRUITT  
SIEJUN J. LEE

Attorneys for Defendant  
IEC CORPORATION